



Sunnyvale Municipal Code

Title 8. HEALTH AND SANITATION

Chapter 8.16. SOLID WASTE MANAGEMENT AND RECYCLING

8.16.110. Exclusions.

- (a) Residential Householder Exclusion. No provision of this chapter shall prevent a residential householder from collecting and disposing of occasional loads of solid waste generated in or on his or her residential premises, or from composting yard trimmings, or from selling, donating or disposing of recyclable materials generated in or on his or her residential premises to other than the city's licensed disposal service operator. However, the containers provided by the city or the city's licensed disposal service operator may not be used for activities authorized by this paragraph.
- (b) Notwithstanding the foregoing, no residential householder shall employ or engage any solid waste enterprise, other than the city's licensed disposal service operator, to haul or transport solid waste or recyclable materials to a disposal or processing facility.
- (c) Gardener's Exclusion. No provision of this chapter shall prevent a gardener, tree trimmer or person engaged in a similar trade from collecting and disposing of grass cuttings, prunings, and similar material not containing other solid waste when incidental to providing gardening, tree trimming or similar services.
- (d) Collection of Source Separated Recyclable Materials. No provision of this chapter shall prevent a recycler, junk dealer or other enterprise engaged in the business of buying and marketing source separated recyclable materials in the stream of commerce and which buys such materials for marketing and not for disposition in a landfill or transfer station (as defined in Public Resources Code Section 40200) from buying recyclable materials for a monetary or other valuable consideration; nor shall any provision of this chapter prevent a recycler, junk dealer or enterprise which buys the materials from removing and transporting the materials to a destination for marketing in the stream of commerce.
- (e) Renovation, Rebuilding, Repairs. No provision of this chapter shall prevent a commercial/industrial business owner from arranging for any worn, spent, or defective equipment, or part thereof, used in a commercial business and requiring renovation, rebuilding, recharging, regeneration or repair, to be picked up, renovated, rebuilt, recharged, regenerated or otherwise restored and repaired and returned to such commercial/industrial business owner; nor shall any provision of this chapter prevent any person engaged in the business of renovating, rebuilding, recharging, regenerating, or otherwise restoring or repairing equipment or part thereof, from transporting the same from or returning it to the commercial business, or from removing, transporting or disposing of any equipment, or part thereof, replaced in connection with an equipment repair or service contract.
- (f) Contractors' Exclusions. No provision of this chapter shall prevent a licensed contractor having a contract for the demolition or reconstruction of a building, structure, pavement, or concrete installation from marketing any saleable items salvaged from demolition or reconstruction, or from causing salvageable items or construction or demolition waste to be removed and transported from the premises on which the waste is generated, pursuant to the provisions of the demolition or construction contract, subject to the following:
- (1) Collection, removal and disposal activity shall be only by the licensed contractor having the contract for the construction or demolition work that generated salvageable items or construction or demolition waste, or by regularly employed personnel carried on the licensed contractor's payroll records as an employee.

(2) All vehicles used in carrying out collection, removal and disposal activities shall be owned by or under the exclusive control of the licensed contractor and shall meet all of the requirements of this chapter and all other laws, statutes, rules, regulations and ordinances of the state of California and the city.

(g) Document Destruction Service. No provision of this chapter shall prevent any person engaged in the business of destroying or disposing of secret, confidential or sensitive documents from transporting or disposing of documents, as a part of such document destruction or disposal service. (Ord. 2614-99 § 1 (part)).